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_____Published in the Wichita Eagle, November 5, 2004

ORDINANCE NO. 46-338

AN ORDINANCE LEVYING ASSESSMENTS ON LOTS, PIECES AND PARCELS OF LAND IN THE CITY OF WICHITA, KANSAS, FOR THE PURPOSE OF PAYING A PORTION OF THE COST OF CONSTRUCTION OF SWD NO. 203, TO SERVE CLEAR CREEK ADDITION, West of 143rd Street East, South of Kellogg (468-83613/485-228)

WHEREAS, pursuant to the proceedings regularly had according to law, contracts have been let for the following improvement in the City of Wichita, Kansas: construction of SWD NO. 203, TO SERVE CLEAR CREEK ADDITION, West of 143rd Street East, South of Kellogg (468-83613/485-228) and such contracts have been duly performed, and WHEREAS, the Governing Body has determined that the total cost of such improvement is \$316,364.00 and that \$316,364.00 be assessed against the improvement

WHEREAS, said Governing Body has, after due notice, met and determined the amount of such special assessments.

district, \$0.00 be paid by the City at Large and \$0.00 be paid by the Sewer Utility Fund, and

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

SECTION 1. Special assessments to pay the cost of said improvement as authorized by Resolution No. R-03-223, rescinded by Resolution No. R-03-643, adopted May 6, 2003 & December 16, 2003 and published May 9, 2003 & December 22, 2003 be and the same are hereby levied against the several lots, pieces and parcels of land liable for special assessment for said improvement as follows:

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BLOCK 9	ĺ
CLEAR CREEK ADD.	
T.O.T. O.	
LOT 9	1,69
BLOCK 9 CLEAR CREEK ADD.	
CTRIN ONDER ADD.	
LOT 10	 1,69
BLOCK 9	1
CLEAR CREEK ADD.	
LOT 11	1,69
BLOCK 9 CLEAR CREEK ADD.	
CHAIN CHAIN ADD.	
LOT 12	 1,69
BLOCK 9	
CLEAR CREEK ADD.	
LOT 13	 1,69
BLOCK 9	1,09
CLEAR CREEK ADD.	į
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LOT 14	1,69
BLOCK 9	<u> </u> :
CLEAR CREEK ADD.	
LOT 15	 1,69
BLOCK 9	
CLEAR CREEK ADD.	İ
	l I
LOT 16	1,69
BLOCK 9 CLEAR CREEK ADD.	
CLEAR CREEN ADD.	
TOT 17	
LOT 17	1,69

	1
BLOCK 9 CLEAR CREEK ADD.	l I
CHIM CHILL MDD.	
	i
LOT 18	1,691.7
BLOCK 9	
CLEAR CREEK ADD.	
LOT 19	1,691.7
BLOCK 9	
CLEAR CREEK ADD.	
LOT 20	1,691.7
BLOCK 9	1 1,091./
	l I
CLEAR CREEK ADD.	
LOT 21	 1,691.7
BLOCK 9	, , , , , , , , , , , , , , , , , , ,
CLEAR CREEK ADD.	
Callin Mad.	
LOT 22	 1,691.7
BLOCK 9	
CLEAR CREEK ADD.	
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LOT 23	
BLOCK 9	
CLEAR CREEK ADD.	
LOT 24	i
BLOCK 9	1 1,091./
CLEAR CREEK ADD.	I I
CHEAR CREEK ADD.	
LOT 25	 1,691.7
BLOCK 9	, , , , , , , , , , , , , , , , , , ,
CLEAR CREEK ADD.	i İ
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LOT 26	 1,691.7
BLOCK 9	
CLEAR CREEK ADD.	1
TOM 27	
	1,691./
BLOCK 9	1,691./
	1,691./
BLOCK 9 CLEAR CREEK ADD.	
BLOCK 9 CLEAR CREEK ADD. LOT 28	
BLOCK 9 CLEAR CREEK ADD. LOT 28 BLOCK 9	
BLOCK 9 CLEAR CREEK ADD. LOT 28 BLOCK 9	
BLOCK 9 CLEAR CREEK ADD. LOT 28 BLOCK 9 CLEAR CREEK ADD.	
LOT 27 BLOCK 9 CLEAR CREEK ADD. LOT 28 BLOCK 9 CLEAR CREEK ADD. LOT 29 BLOCK 9	1,691.7

LOT 30 BLOCK 9 CLEAR CREEK ADD. LOT 31 BLOCK 9 CLEAR CREEK ADD. LOT 32 BLOCK 9 CLEAR CREEK ADD.
CLEAR CREEK ADD. LOT 31 BLOCK 9 CLEAR CREEK ADD. LOT 32 BLOCK 9 CLEAR CREEK ADD.
LOT 31
BLOCK 9 CLEAR CREEK ADD. LOT 32 BLOCK 9 CLEAR CREEK ADD. 1,691.78
BLOCK 9 CLEAR CREEK ADD. LOT 32 BLOCK 9 CLEAR CREEK ADD. 1,691.78
CLEAR CREEK ADD. LOT 32 BLOCK 9 CLEAR CREEK ADD.
LOT 32 1,691.78 BLOCK 9 CLEAR CREEK ADD.
BLOCK 9 CLEAR CREEK ADD.
BLOCK 9 CLEAR CREEK ADD.
BLOCK 9 CLEAR CREEK ADD.
CLEAR CREEK ADD.
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LOT 33 1,691.78
BLOCK 9 1,691.76
CLEAR CREEK ADD.
LOT 1 1,691.78
BLOCK 10 CLEAR CREEK ADD.
CLEAR CREEK ADD.
LOT 2 1,691.78
BLOCK 10
CLEAR CREEK ADD.
LOT 3 1,691.78
BLOCK 10
CLEAR CREEK ADD.
LOT 4 1,692.92
BLOCK 10
CLEAR CREEK ADD.
LOT 1 & WLY 6 FT LOT 2 1,833.65
BLOCK 7 1,033.03
CLEAR CREEK ADD.
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LOT 2 EXC WLY 6 FT 1,549.91
BLOCK 7 CLEAR CREEK ADD.
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SECTION 2. The amounts so levied and assessed as set forth in the foregoing Section 1 shall be due and payable from and after the date hereof at the Debt Management Section of the Finance Department. The owners of the properties will be given a period until 5:00 o'clock p.m. on **December 6, 2004**, during which the special assessments may be paid and the lien against the property for which the special assessment is paid shall thereupon be

discharged and satisfied.

SECTION 3. That payment of said assessments may indefinitely be deferred against those property owners eligible for such deferral as provided in City of Wichita Ordinance No. 43-977.

SECTION 4. For any portion of the assessments which are not paid by the above specified date and time, general obligation bonds of the City, payable in installments over a period of not to exceed fifteen (15) years, will be issued as provided by K.S.A. 12-6a14 (c), and the principal amount of the unpaid assessments, together with interest on the unpaid principal balance thereof at a rate to be determined by the Governing Body (such rate not to exceed the maximum rate allowed by K.S.A. 10-1009, as amended) will be certified to the County Clerk of Sedgwick County, Kansas, for the aforesaid number of years, and will be levied against the property liable therefor in the same form and manner as, and will be collected at such time as is customary for, the levying and collecting of ad valorem property taxes, and the taxes so collected will be used for the purpose of paying the principal of and the interest on such general obligation bonds as they mature and become due. The first such levy shall be made for the year 2004.

SECTION 5. This ordinance shall take effect and be in force as of and on **November** 5, 2004 after its passage and publication once in the official city paper.

ADOPTED at Wichita, Kansas on November 2, 2004.

	Carlos Mayans, Mayor
ATTEST:	
Karen Sublett, City Clerk (seal)	
APPROVED AS TO FORM:	
Gary Rebenstorf, Director of Law	